

Attorney for AMERICAN DEBT SERVICES and
QUALITY SUPPORT SERVICES

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

HEATHER L. NEWTON, individually and on behalf of others similarly situated,	)	Case No.: 3:11-cv-03228 EMC
)	
Plaintiff,	)	Assigned for all purposes to:
)	
vs.	)	PROPOSED ORDER GRANTING
	)	DEFENDANT'S COUNSEL, WILLIAM R.
AMERICAN DEBT SERVICES, INC., a	)	MITCHELL FOR LOGAN RETOSKE, LLP
California corporation; QUALITY SUPPORT	)	TO APPEAR TELEPHONICALLY FOR
SERVICES, LLC, a California limited liability	)	MOTION TO WITHDRAW AS COUNSEL
company; GLOBAL CLIENT SOLUTIONS,)	
LLC; ROCKY MOUNTAIN BANK &)	
TRUST; and DOES 1-100,)	
	)	Hon. Edward M. Chen
	)	Date: March 21, 2013
	)	Hearing Time: 1:30 p.m.
Defendants.	)	Room: Courtroom 5, 17 th Floor
	)	Action filed: June 29, 2011
	)	Trial date: None Set

~~PROPOSED ORDER~~

THIS MOTION having been scheduled to be heard by the Court on March 21, 2013 at 1:30 p.m. on Defendant's American Debt Services, Inc. and Quality Support Services, LLC Motion to Withdraw as Counsel for Defendant's. Defendant's COUNSEL requests to be heard telephonically for the above stated matter as this reasoning:

1. To save expense to client American Debt Services, Inc., including travel time and travel expenses; and

**PROPOSED ORDER GRANTING DEFENDANT'S COUNSEL, WILLIAM R. MITCHELL FOR LOGAN
RETOSKE, LLP TO APPEAR TELEPHONICALLY FOR MOTION TO WITHDRAW AS COUNSEL**

2. William R. Mitchell has a Deposition to attend for representation of a client for another case (Exhibit A) scheduled for 10:00 a.m. on March 21, 2013 in Irvine, CA.

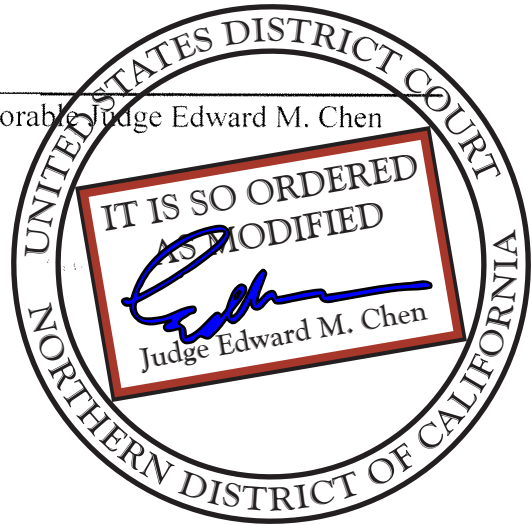
It is ORDERED that:

Defendant's Counsel William R. Mitchell of Logan Retoske, LLP to appear telephonically for Motion to Withdraw as Counsel is GRANTED. The Court will call Mr. Mitchell at his office number between 1:30 and 3:30 p.m. on 3/21/13.

DATED: March 18, 2013

By

Honorable Judge Edward M. Chen



PROOF OF SERVICE

STATE OF CALIFORNIA)
COUNTY OF ORANGE)

I am employed in the County of Orange, State of California, I am over the age of 18 years and not a party to the within action; my business address is 31351 Rancho Viejo Rd, Suite 202, San Juan Capistrano, California 92675.

On March ___, 2013, I served the foregoing document described as:

PROPOSED ORDER GRANTING DEFENDANT'S COUNSEL, WILLIAM R. MITCHELL FOR LOGAN RETOSKE, LLP TO APPEAR TELEPHONICALLY FOR MOTION TO WITHDRAW AS COUNSEL

Said document was served on the interested party or parties in this action by placing a true copy thereof, enclosed in a sealed envelope, and addressed as noted below.

See Attached Service List

X (By Mail) I am familiar with our firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at San Juan Capistrano, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if the postal cancellation date or postage meter date is more than one working day after the date of deposit for mailing in this declaration.

____ (By Mail) I deposited such envelope in the mail at San Juan Capistrano, California. The envelope was mailed with postage thereon fully prepaid.

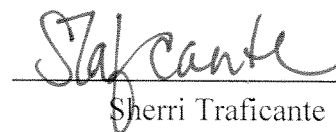
____ (By Facsimile) In addition to regular mail, I sent this document via facsimile, number(s) as listed on the attached mailing list.

____ (By Personal Service) Such envelope was delivered by hand to the below addressee.

____ (By Overnight Mail) I arranged for such envelope was delivered to the following addresses by overnight mail.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on March 14, 2013 at San Juan Capistrano, California.



Sherri Traficante

SERVICE LIST

American Debt Services, Inc.
Eric Graziano
610 Newport Center Drive
Suite 210
Newport Beach, CA 92660

8001 Irvine Center Drive,
Suite 1200
Irvine, CA 92618

Tavy A. Dumont
LAW OFFICE OF TAVY A. DUMONT
51 East Campbell Avenue, Suite 106-K
Campbell, California 95008-2054

William E. Kennedy
CONSUMER LAW OFFICE OF WILLIAM E. KENNEDY
2797 Park Avenue, Suite 201
Santa Clara, California 95050

Sarah Blanco, COO
QUALITY SUPPORT SERVICES
18400 Von Karman Ave.
Ste. 1100
Irvine, CA 92612-0517

Carlos Lopez, Manager
QUALITY SUPPORT SERVICES
18400 Von Karman Ave.
Ste. 1100
Irvine, CA 92612-0517

EXHIBIT A

Michaela L. Sozio, Esq., SBN 179148
 Monica R. Dean, Esq., SBN 255372
 TRESSLER LLP
 1901 Avenue of the Stars, Suite 450
 Los Angeles, CA 90067
 Telephone: (310) 203-4800
 Facsimile: (310) 203-4850

Timothy D. Elliott, Esq. (*Pro Hac Vice Pending*)
 Gregory W. Jones, Esq. (*Pro Hac Vice Pending*)
 Emily A. Shupe, Esq. (*Pro Hac Vice Pending*)
 Kaitlyn Anne Wild, Esq. (*Pro Hac Vice Pending*)
 RATHJE & WOODWARD, LLC
 300 E. Roosevelt Road, Suite 300
 Wheaton, Illinois 60187
 Telephone: (630) 510-4910
 Facsimile: (630) 510-4931

Attorneys for Defendants LEGAL HELPERS DEBT
 RESOLUTION, LLC, THOMAS G. MACEY,
 JEFFERY J. ALEMAN, JEFFREY S. HYSLIP, and
 JASON E. SEARNS

SUPERIOR COURT FOR THE STATE OF CALIFORNIA
COUNTY OF ORANGE, CENTRAL JUSTICE CENTER

JEM GROUP, INC., a Nevada corporation,
 and CDS CLIENT SERVICES, INC., a
 California corporation,

Plaintiffs,

vs.

LEGAL HELPERS DEBT
 RESOLUTION, LLC, a Nevada limited
 liability company a/k/a Law Offices of
 Macey, Aleman, Hyslip & Searns,
 THOMAS G. MACEY, JEFFREY J.
 ALEMAN, JEFFREY S. HYSLIP, JASON
 E. SEARNS, and DOES 1 through 10,
 inclusive,

Defendants.

AND RELATED CROSS ACTIONS

CASE NO. 30-2012-00557471-CU-CO-CJC

**NOTICE OF TAKING THE DEPOSITION
 OF MARC PENSO**

[C.C.P. § 2025.010]

DATE: March 21, 2013
 TIME: 10:00 a.m.
 PLACE: Tressler LLP
 18100 Von Karman, Suite 800
 Irvine, CA 92612
 Telephone: (949) 336-1200

1 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 **NOTICE IS HEREBY GIVEN**, pursuant to California *Code of Civil Procedure*, § 2026.010
3 (a), that Defendants/Cross-Complainants LEGAL HELPERS DEBT RESOLUTION, LLC will take
4 deposition of MARC PENSO on March 21, 2013 at 10:00 a.m.

5 The deposition shall be taken upon oral examination before a certified shorthand reporter or
6 other officer authorized to administer oaths who is present at Tressler, LLP, 18100 Von Karman,
7 Suite 800, Irvine, CA 92612, telephone (949) 336-1200. The deposition shall continue day to day,
8 except Saturdays, Sundays and holidays, until completed.

9 **NOTICE IS HEREBY FURTHER GIVEN**, pursuant to California *Code of Civil Procedure*,
10 §§ 2025.220(a)(5), that Defendants will record the testimony by audio and video technology and use
11 such audio and video recording at trial.

12
13 DATED: February 15, 2013

14 TRESSLER, LLP

15
16 By: 

17 Michaela L. Sozio

18 Monica R. Dean

19 Attorneys for Defendants LEGAL HELPERS
20 DEBT RESOLUTION, LLC, THOMAS G. MACEY,
21 JEFFERY J. ALEMAN, JEFFREY S. HYSLIP, and
22 JASON E. SEARNS
23
24
25

26 #126764 (10651-1)
27
28

PROOF OF SERVICE

JEM Group, Inc. vs. Legal Helpers Debt Resolution, LLC, et al.
 OCSC Case No. 30-2012-00557471-CU-CO-CJC
 TSMP NO.: 10651-1

I am employed in the County of Los Angeles, State of California. I am over the age of 18 years and not a party to the within action. My business address is 1901 Avenue of the Stars, Suite 450, Los Angeles, California 90067-6006. Upon this day, I served a copy of the attached **NOTICE OF TAKING THE DEPOSITION OF MARC PENSO** on all interested parties through their attorneys of record by placing a true and correct copy thereof in a sealed envelope addressed as follows:

Attorneys for Plaintiffs

Steven L. Krongold, Esq.
 KRONGOLD LAW CORP.
 A Professional Corporation
 8105 Irvine Center Drive, Suite 900
 Irvine, CA 92618
 Telephone: (949) 651-1900
 Facsimile: (949) 861-9225
 Email: steve@kkrongoldlaw.com

Attorneys for Legal Services Support Group, LLC

Marc S. Carlson
 THE CARLSON FIRM
 4 Park Plaza, Suite 1040
 Irvine, CA 92614
 Telephone: (949) 260-9846
 Facsimile: (949) 242-5116

Email:
mcarlson@marccarlsonlaw.com

Attorneys for Legal Services Support Group, LLC


William R. Mitchell
 Logan & Retoske, LLP
 31351 Rancho Viejo Road, Suite 202
 San Juan Capistrano, CA 92675
 Telephone: (949) 489-1251
 Facsimile: (949) 489-1257
 Email: bill@loganretoske.com

☒ **BY ELECTRONIC SERVICE (E-MAIL):** I caused such documents to be delivered electronically by e-mail to the above e-mail addressee(s).

☒ **VIA FIRST-CLASS MAIL** (CCP §§ 1013, et seq.) - I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it will be deposited with U.S. postal service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business.

☒ (STATE) I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this 15th day of February, 2013, at Los Angeles, California.


 Lis Espinoza

#126764 (10651-1)